

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

CNA HOLDINGS, INC. AND
CELANESE AMERICAS
CORPORATION,

Plaintiffs,

V.

KAYE SCHOLER LLP,
ROBERT B. BERNSTEIN, AND
MICHAEL D. BLECHMAN,

Defendants.

CIVIL ACTION NO. 3:08CV1032-B

**DEFENDANTS' MOTION TO DISMISS FOR LACK OF PERSONAL JURISDICTION
OR, ALTERNATIVELY, TO TRANSFER VENUE**

TO THE HONORABLE JANE J. BOYLE, UNITED STATE DISTRICT JUDGE:

Defendants Kaye Scholer LLP, Robert B. Bernstein, and Michael D. Blechman (collectively, “Defendants”) respectfully move the Court, pursuant to FED. R. CIV. P. 12(b)(2), to dismiss for lack of personal jurisdiction. Alternatively, Defendants move, pursuant to 28 U.S.C. § 1404(a), to transfer to the Southern District of New York, which already has two related actions and provides a more convenient forum for adjudicating all claims. In support of this Motion, Defendants file the accompanying Brief, which is incorporated by reference.

Respectfully submitted,

/s/ George M. Kryder

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CERTIFICATE OF SERVICE

I certify that on July 7, 2008, I electronically filed the foregoing document with the District Clerk for the U.S. District Court, Northern District of Texas, using the CM/ECF system of the Court and have served copies on the following attorneys of record:

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